

1 Hon. Richard A. Jones  
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UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

8 UNITED STATES OF AMERICA,  
9 Plaintiff,  
10 v.  
11 ROLAND JESSE DAZA-CORTEZ,  
12 Defendant.

NO. CR15-269RAJ

ORDER ON DEFENDANT'S MOTION  
FOR DISCLOSURE OF JENCKS ACT  
MATERIAL PRIOR TO SUPPRESSION  
HEARING

15 This matter comes before the Court on defendant Roland Jesse Daza-Cortez's  
16 Motion for Disclosure of Jencks Act Material Prior to the Suppression Hearing  
17 (Dkt. #109). Having considered the briefing submitted by the parties, the Court finds oral  
18 argument unnecessary. For the reasons that follow, the Court **DENIES** the motion as  
19 moot.

20 The defendant in this matter seeks early disclosure of Jencks Act material of any  
21 of the government's witnesses at least one week prior to the currently scheduled  
22 suppression hearing, or March 9, 2017.

23 In response, the government has represented it has disclosed or will disclose the  
24 noted Jencks material within the parameters of the discovery request. The government  
25 has clarified this representation by noting that:

26 "...to the extent that a hearing is set with less than one week's notice or a  
27 witness is called to testify unexpectedly, or new reports or material are  
28 uncovered for the first time less than a week prior, the United States will  
disclose such information as soon the opportunity arises." (Dkt.# 120, p. 2)

The defendant has not indicated with any degree of specificity any aspect of the government's offer that is insufficient to fully comply with this discovery request.

For the foregoing reasons, the defendant's **DENIES** the defendant's motion (Dkt. #109) as moot.

DATED this 24th day of February, 2017.

Richard D. Jones

The Honorable Richard A. Jones  
United States District Judge